

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
CORPUS CHRISTI DIVISION

MARC VEASEY, JANE HAMILTON, )  
SERGIO DELEON, FLOYD J. CARRIER,) )  
ANNA BURNS, MICHAEL MONTEZ, ) )  
PENNY POPE, OSCAR ORTIZ, KOBY ) )  
OZIAS, JOHN MELLOR-CRUMMEY, ) )  
JANE DOE, JOHN DOE, LEAGUE OF ) ) CIVIL ACTION NO.  
UNITED LATIN AMERICAN CITIZENS ) ) 2:13-CV-193 (NGR)  
(LULAC), AND DALLAS COUNTY, ) ) (lead case)  
TEXAS ) )

VS. ) )

RICK PERRY, Governor of Texas, ) )  
and JOHN STEEN, Texas Secretary ) )  
of State ) )

UNITED STATES OF AMERICA, ) )

V. ) )

STATE OF TEXAS, JOHN STEEN, in ) ) CIVIL ACTION NO.  
his official capacity as Texas ) ) 2:13-CV-263 (NGR)  
Secretary of State, and STEVE ) ) (consolidated case)  
MCCRAW, in his official capacity ) )  
as Director of the Texas ) )  
Department of Public Safety, ) )

TEXAS STATE CONFERENCE OF NACCP ) )  
BRANCHES, AND THE MEXICAN ) )  
AMERICAN LEGISLATIVE CAUCUS OF ) )  
THE TEXAS HOUSE OF ) )  
REPRESENTATIVES, ) )

V. ) ) CIVIL ACTION NO.  
 ) ) 2:13-CV-291 (NGR)  
JOHN STEEN, in his official ) ) (consolidated case)  
capacity as Texas Secretary of ) )  
State, and STEVE MCCRAW, in his ) )  
official capacity as Director of ) )  
the Texas Department of Public ) )  
Safety ) )



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ORAL DEPOSITION OF

CAROLYN GUIDRY

JULY 24, 2014

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ORAL DEPOSITION of CAROLYN GUIDRY, produced as  
a witness at the instance of the Plaintiffs, was taken  
in the above-styled and numbered cause on JULY 24, 2014,  
from 10:47 a.m. to 2:37 p.m., before Cynthia C. Miller,  
CSR in and for the State of Texas, reported by machine  
shorthand, at the Jefferson County Courthouse, District  
Attorney's Office, 1085 Pearl Street, Third Floor,  
Beaumont, Texas, pursuant to the Federal Rules of Civil  
Procedure and the following stipulation and waiver of  
counsel:

IT WAS STIPULATED AND AGREED by and between  
counsel that if the original of said deposition is not  
signed or available at the time of trial or any hearing,  
an unsigned copy may be used in lieu thereof.



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1 CAROLYN GUIDRY,  
2 having been first duly sworn, testified as follows:

3 EXAMINATION

4 BY MS. SIMSON:

5 Q. Could you go ahead and state your name for the  
6 record, please?

7 A. Carolyn Guidry.

8 Q. Excellent. And are you represented by an  
9 attorney here today?

10 A. Yes, I am.

11 Q. And who would that be?

12 A. Kathleen Kennedy.

13 Q. Okay. Excellent. My name is Emma Simson, and  
14 this is Chad Dunn. We represent the Veasey/LULAC  
15 plaintiffs in this lawsuit. Do you understand you're  
16 not a party to this lawsuit?

17 A. I am.

18 Q. Have you ever been deposed before?

19 A. Yes, I have.

20 Q. How many times?

21 A. Probably twice.

22 Q. Do you recall what the cases were about?

23 A. I remember the most recent case.

24 Q. Okay. What was that one about?

25 A. It had to do with property.



1 Q. Property?

2 A. Uh-huh.

3 Q. Did either of the depositions have anything to  
4 do with elections?

5 A. No, it did not.

6 Q. Okay. And you are the County Clerk for  
7 Jefferson County; is that correct?

8 A. That's correct.

9 Q. Excellent. So before we get started, I know  
10 you've given two depositions before, but just a few  
11 ground rules to kind of make this go smoothly.

12 The first is: If you don't understand a  
13 question that I ask, please let me know, and I'll try to  
14 rephrase it in a way that makes sense.

15 A. Okay.

16 Q. Excellent. The second is that I ask that we  
17 try to avoid talking over each other. So I will do my  
18 best to wait until you finish your answer, and I'll ask  
19 you to wait until I finish my question before you  
20 answer. Does that make sense?

21 A. Okay.

22 Q. The next I would ask is that you give verbal  
23 answers because the court reporter is trying to get this  
24 down, so if you nod or make a noise, she won't be able  
25 to get that down. Do you understand that?



1 A. Yes.

2 Q. Excellent. The next is that this shouldn't  
3 take too long, but we can then try to take a break very  
4 shortly after that.

5 A. I will.

6 Q. Excellent. So to start us off, can you give  
7 us a bit of background about yourself, where you're  
8 from, where you went to school, past jobs?

9 A. All right. My name is Carolyn Guidry. I am  
10 originally from Beaumont, Texas. I've lived here the  
11 majority of my life. I went to school here. Attended  
12 Catholic school, first part of my life through 8th  
13 grade.

14 I went on and attended Hebert High  
15 School. Got married at an early age. I attended some  
16 business school.

17 I was hired on with Southwestern Bell in  
18 1974. I worked for them for 30 years. Within that 30  
19 years, I had several jobs in the business office, in the  
20 network department. I worked on equipment.

21 I was transferred to Houston for nine  
22 years. I worked in major marketing there. I returned  
23 to Beaumont, worked in the network department. I worked  
24 on the equipment.

25 I was vice president of my union, CWA.



1 And I retired after 30 years with Southwestern Bell.

2 I ran for office in 2004 for county

3 clerk, and I was elected at that time for an unexpired

4 term. So I've been county clerk since October of 2004.

5 And I am serving in my ninth year as county clerk.

6 And as county clerk, I oversee the

7 elections for Jefferson County.

8 Q. Excellent.

9 A. Here I am.

10 Q. And did you run with a political party when

11 you ran for county clerk?

12 A. Yes, I did.

13 Q. And which party was that?

14 A. Democrat party.

15 Q. Excellent. Have you had any other experience

16 working in a campaign?

17 A. I have worked campaigns since I was about 12

18 years old. I've always done -- I get out the vote

19 campaigns. I have -- my uncle was very politically

20 active, so I've been involved in campaigns since he --

21 at a very, very young age.

22 So I always been involved, especially

23 being a union official, I was always very, very

24 involved, so yes.

25 Q. All right. So to turn to your responsibility



1 as county clerk, so you mentioned that you have some  
2 election-related responsibilities. What do those  
3 entail?

4 A. I do the elections for -- I administer the  
5 elections for the county, so I'm responsible -- my  
6 responsibilities are to do any elections that's called  
7 by the Governor, or by the commissioners, but I also do  
8 the elections for the political subdivisions. I  
9 contract with them to do their elections as well.

10 So as an administrator, what I do is I  
11 make sure once they are given me -- once they call their  
12 elections and do their part, which is to call the orders  
13 and post their notices and stuff, I take their  
14 information, I make sure that their ballots are done, I  
15 do all their ballot information. I get it programmed.

16 We do all the testing of the equipment.  
17 We deploy all the equipment. I employ all the election  
18 workers. Do all the payroll for those. Staff all the  
19 polling locations. Do all the training for the polling  
20 locations. And make sure that we have the adequate  
21 staffing for the counting station on election night.  
22 And make sure that they have what they need.

23 I am not responsible for the actual  
24 tabulation because those are appointed by Commissioners  
25 Court. But everything else I'm responsible for.



1 Q. Do you also have responsibilities for voter  
2 registration?

3 A. No, I don't.

4 Q. And who has responsibility for that?

5 A. The voter registrar which is the tax  
6 assessor/collector.

7 Q. And who is that for Jefferson County?

8 A. Right now it is Terry -- I can't say her last  
9 name. She's an interim.

10 Q. Okay. So you've been doing this now for about  
11 nine years. And how many staff do you have in your  
12 office?

13 A. As a county clerk, I have 35 people in my  
14 office. For the election department, I have five people  
15 in the election department.

16 Q. And who are the five that are in the election  
17 department?

18 A. Right now, the election manager is Naomi  
19 Doyle. The election programmer is Frederick Cribbs.  
20 The warehouse manager is Toy Linton. I have Denise  
21 Plumber is a voting technician, and then Adrian Taylor  
22 is also a voting technician.

23 Q. And what do each of those employees do? What  
24 are their responsibilities?

25 A. Naomi Doyle is the election manager. She



1 oversees the entire department. So she's responsible  
2 for everything goes -- that goes on, starting with the  
3 processing of all the mail ballots, all the way down to  
4 everything that they do to make sure that they get all  
5 the information they need to make sure the program is  
6 done, to make sure the equipment is processed, the  
7 equipment is programmed everything that they need is  
8 done. Just make sure that they are made ready for all  
9 the elections.

10 Q. Okay.

11 A. Frederick Cribbs, the programmer, which he has  
12 some training, he's new, and he does not do all the  
13 programming right now, we're outsourcing that. But once  
14 he gets fully trained, he will do all the programming of  
15 our ballots and stuff.

16 Right now, he does other Web site  
17 updating, the EA tablets that we use to process the  
18 voters and stuff. So he has a lot of other  
19 responsibilities as well.

20 Toy Taylor, she's the warehouse  
21 supervisor, she maintains all the equipment. She  
22 actually works with programming the equipment, once we  
23 get the program to program each Etronics, once it's sent  
24 out to the field.

25 They also help -- all of them help with



1 all the testing and everything before it is deployed.

2 Of course, the voting technicians work under the

3 direction of the warehouse supervisor with all the

4 testing and making sure everything is operable.

5 Q. Excellent. To go back for a second, did you

6 receive a deposition notice today that requested

7 documents?

8 A. Yes, I did.

9 Q. And did you bring documents with you today?

10 A. Yes, I did.

11 Q. And could you describe generally what's

12 included in those documents?

13 A. Well, what's in those documents -- first, I

14 pulled the Senate bill, which is what we're talking

15 about. Also pulled things like the press releases that

16 we did pertinent to the photo ID, signs that we post at

17 the polling locations, training material that we use to

18 train our poll workers.

19 Public request we got pertaining to the

20 photo ID or anything to do with the photo ID or the

21 Senate bill.

22 Any complaints we got about the photo ID.

23 Budget allocations that we did to finance, finance for

24 photo ID. Money we spent for advertising for photo ID

25 for what was required when they come to the polling



1 locations.

2 The mailing that went out for the 2014  
3 tax statements that went out. Communications that I had  
4 between Judge Branick, as well as the Secretary of  
5 State, that was regarding photo ID.

6 Communications and e-mails that we had  
7 when we were trying to set up -- set up for an EIC in  
8 order for the people in Jefferson County that did not  
9 have the proper photo ID to be able to obtain their EIC  
10 certificates to be able to vote.

11 Provisional ballots that we had during  
12 the March primary and the runoff election that had to do  
13 with voter ID, people that had to vote originally, as  
14 well as the list of our election workers.

15 And then we only had one alleged incident  
16 that might have been voter fraud. Those are the  
17 documentation that I pulled.

18 Q. Excellent. And was there someone in your  
19 office who was put in charge of collecting all the  
20 documents that were responsive, or did you do that  
21 yourself?

22 A. I collected those documents.

23 Q. You did that, okay. And was there any search  
24 for documents outside of the county clerk's office but  
25 that might be in possession of the county?



1 A. No.

2 Q. So we are here to talk today about Senate  
3 Bill 14. And if I say S.B. 14, you understand that I'm  
4 talking about the photo ID bill that was passed in 2011;  
5 correct?

6 A. Yes.

7 Q. Excellent. So when did your office start  
8 implementing, start working to implement S.B. 14?

9 A. When the Senate bill originally came out, of  
10 course, it was not implemented. So it wasn't until we  
11 got notification in June that it was going to go into  
12 effect, and that was after the -- to do with the -- I've  
13 got to back up a little bit.

14 Q. Are you thinking of the Supreme Court case  
15 came down?

16 A. Yeah, the Supreme Court case came down and  
17 then did away with something, I can't remember. It's in  
18 here. I would have to go back and look at it.

19 And then all of a sudden, Greg Abbott  
20 said we are going to implement it, even though we were  
21 not going to implement it when it was passed. That was  
22 in June of 2013, I think.

23 Q. How did you receive notification it was going  
24 to go into effect?

25 A. Through the Secretary of State.



1 Q. Nobody contacted you separately from the  
2 e-mail saying "get ready"?

3 A. Judge Branick, our county judge, sent us an  
4 e-mail, as well as the e-mail we got from the Secretary  
5 of State's office.

6 Q. Okay. And when you got that e-mail, what did  
7 the office have to do to get ready to implement S.B. 14?

8 A. Well, nothing. Well, we just had to make sure  
9 that we had -- well, when they sent us the e-mail, they  
10 also sent some things that we could send press releases  
11 and stuff for, and we needed to get ready because the  
12 next election was in November.

13 So knowing that was the next election  
14 that would be affected by Senate Bill 14, then we  
15 started looking at some things that we would have to  
16 plan ahead for to make sure everybody had proper ID.

17 Q. Were there any elections before November, any  
18 local elections?

19 A. No.

20 Q. And so you get the notification. Did you have  
21 to train your staff or the elections department? What  
22 kind of training did they receive on implementing S.B.  
23 14?

24 A. Well, they got training prior to the November  
25 election. And that was in their regular poll workers



1 training that we would have done prior to the election.

2 Q. And what is the regular poll worker training  
3 consist of?

4 A. Well, they have an on-line training, but that  
5 on-line training did not include that. We have a Power  
6 Point training. And we have that -- I have that  
7 material also in what I brought here today.

8 Q. When you say the on-line training didn't  
9 include that, are you saying the on-line training didn't  
10 include any information on photo ID?

11 A. Right. I didn't see any. I think the  
12 Secretary of State eventually put some on-line training  
13 on there, but not the on-line training that we had at  
14 the time.

15 Q. And when you say "at the time," when was this?

16 A. Well, at the time that the ruling came out on  
17 June 27, there was nothing on-line at that time.

18 Q. Okay.

19 A. So we implemented something, we added  
20 something to our Power Point training to include the  
21 photo ID, Senate Bill 14.

22 Q. So you added that into a special training  
23 materials?

24 A. Into our Power Point training, correct.

25 Q. When did you give your Power Point training to